

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
BATESVILLE DIVISION

CHRISTOPHER DON PENNINGTON  
ADC #149290

PLAINTIFF

v.

No. 1:19-cv-49-DPM

LOMAN JOHNSON, Captain, Food Prep  
Supervisor, ADC Grimes Unit; and  
LARRY BAILEY, Maintenance  
Coordinator, Grimes Unit

DEFENDANTS

ORDER

The Court adopts Magistrate Judge Kearney's unopposed recommendation, *Doc. 31*. FED. R. CIV. P. 72(b) (1983 addition to advisory committee notes). Motion for summary judgment, *Doc. 25*, granted. Pennington's remaining claims will be dismissed without prejudice for failure to exhaust.

So Ordered.

D.P. Marshall Jr.  
D.P. Marshall Jr.  
United States District Judge

10 March 2020